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PATENT

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I hereby certify under 37 C.F.R. § 1.8(a) that this correspondence is being deposited with the United States Postal Service as **first class mail** with sufficient postage on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Kathy Meuse

Printed name of person mailing correspondence

Kathy Meuse

Signature of person mailing correspondence

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Harold Kleanthous et al. Art Unit: 1645
Serial No.: 09/881,752 Examiner: V. Portner
Filed: June 15, 2001 Customer No.: 21559
Title: Identification of Polynucleotides Encoding Novel Helicobacter
Polypeptides in the Helicobacter Genome

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NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS AND
INTERFERENCES UNDER 37 C.F.R. § 1.191

Applicants respectfully appeal to the Board of Patent Appeals and Interferences from the Office Action dated February 26, 2003, in which the Office rejected claims 1-5 and 30-36, and objected to claims 6, 7, and 37, of the above-captioned patent application. These claims were previously rejected in the parent application, U.S. Serial No. 08/833,457, filed April 1, 1997 (now abandoned).

Enclosed pursuant to 37 C.F.R. § 1.136 is a Petition to extend the period for replying to the Office Action for three months, to and including August 26, 2003.

09/03/2003 MAHME1 00000024 09881752

01 FC:1253

930.00 OP

09/03/2003 MAHME1 00000024 09881752

02 FC:1401

320.00 OP

Also enclosed is a check in the amount of \$320.00 for the fee required by 37

C.F.R. § 1.17(b) for this Notice of Appeal.

If there are any additional charges or any credits, please apply them to Deposit
Account No. 03-2095.

Respectfully submitted,

Date: August 25, 2003

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